

HOUSE BILL 825

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HB 1084/00 - W&M

2001 Regular Session
11r1624

By: **Delegates Shriver and Vallario**

Introduced and read first time: February 9, 2001

Assigned to: Ways and Means

Committee Report: Favorable with amendments

House action: Adopted

Read second time: March 23, 2001

CHAPTER_____

1 AN ACT concerning

2 **Juvenile Justice Alternative Education Pilot Program - Suspended and**
3 **Expelled Students**

4 FOR the purpose of requiring the State Board of Education to establish in a county
5 designated by the State Superintendent of Schools a juvenile justice alternative
6 education pilot program for certain suspended ~~and expelled, expelled, and~~
7 certain other students; authorizing the State Board to select a private agency to
8 administer the juvenile justice alternative education pilot program; requiring
9 certain students to attend the juvenile justice alternative education pilot
10 program except under certain circumstances; requiring the juvenile justice
11 alternative education pilot program to provide certain programs and services;
12 requiring the State Board to report to the General Assembly on or before a
13 certain date each year; making this Act subject to a certain contingency;
14 providing for the termination of this Act; and generally relating to a juvenile
15 justice alternative education pilot program for suspended ~~and expelled, expelled,~~
16 and certain other students.

17 BY adding to
18 Article - Education
19 Section 7-305.1
20 Annotated Code of Maryland
21 (1999 Replacement Volume and 2000 Supplement)

22 SECTION 1. BE IT ENACTED BY THE GENERAL ASSEMBLY OF
23 MARYLAND, That the Laws of Maryland read as follows:

1

Article - Education

2 7-305.1.

3 (A) THE STATE BOARD SHALL ESTABLISH IN A COUNTY DESIGNATED BY THE
4 STATE SUPERINTENDENT A JUVENILE JUSTICE ALTERNATIVE EDUCATION PILOT
5 PROGRAM FOR PUBLIC SCHOOL STUDENTS WHO ARE SUSPENDED ~~OR EXPELLED~~,
6 EXPELLED, OR IDENTIFIED AS BEING CANDIDATES FOR SUSPENSION OR EXPULSION
7 AS PROVIDED IN SUBSECTION (C) OF THIS SECTION.

8 (B) THE STATE BOARD MAY SELECT A PRIVATE AGENCY TO ADMINISTER THE
9 JUVENILE JUSTICE ALTERNATIVE EDUCATION PILOT PROGRAM.

10 (C) EXCEPT FOR A STUDENT WHO IS ADJUDICATED DELINQUENT AND
11 COMMITTED BY THE JUVENILE COURT TO A PUBLIC OR LICENSED PRIVATE AGENCY
12 FOR PLACEMENT IN A FACILITY UNDER § 3-820 OF THE COURTS ARTICLE, ~~OR A~~
13 ~~STUDENT WITH A DISABILITY DESCRIBED IN § 7-305(F) OF THIS SUBTITLE, A~~
14 STUDENT WHO IS REQUIRED TO ATTEND SCHOOL UNDER § 7-301 OF THIS SUBTITLE
15 AND WHO IS SUSPENDED ~~OR EXPELLED~~, EXPELLED, OR IDENTIFIED AS BEING A
16 CANDIDATE FOR SUSPENSION OR EXPULSION FROM A PUBLIC SCHOOL IN THE
17 COUNTY DESIGNATED UNDER SUBSECTION (A) OF THIS SECTION SHALL ATTEND THE
18 JUVENILE JUSTICE ALTERNATIVE EDUCATION PILOT PROGRAM.

19 (D) THE JUVENILE JUSTICE ALTERNATIVE EDUCATION PILOT PROGRAM
20 SHALL:

21 (1) PROVIDE PROGRAMS DESIGNED TO PROMOTE SELF-DISCIPLINE AND
22 REDUCE DISRUPTIVE BEHAVIOR IN THE SCHOOL ENVIRONMENT;

23 (2) ENSURE THAT THE STUDENT CONTINUES TO RECEIVE APPROPRIATE
24 EDUCATIONAL AND RELATED SERVICES DURING THE TERM OF THE SUSPENSION OR
25 EXPULSION; AND

26 (3) OFFER SERVICES TO FACILITATE THE STUDENT'S TRANSITION BACK
27 TO THE SCHOOL AFTER COMPLETION OF THE TERM OF SUSPENSION OR EXPULSION.

28 SECTION 2. AND BE IT FURTHER ENACTED, That, on or before August 1 of
29 each year, the State Board of Education shall report to the Governor and, subject to §
30 2-1246 of the State Government Article, to the General Assembly on the
31 implementation of this Act.

32 SECTION 3. AND BE IT FURTHER ENACTED, That this Act shall take effect
33 ~~October~~ July 1, 2001, contingent on the Governor including funding for the Juvenile
34 Justice Alternative Education Pilot Program in the Supplemental budget for fiscal
35 year 2002, and if funding is not provided this Act shall be null and void without the
36 necessity of further action by the General Assembly. It shall remain effective for a
37 period of 4 years and, at the end of ~~September~~ June 30, 2005, with no further action
38 required by the General Assembly, this Act shall be abrogated and of no further force
39 and effect.

